

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 17, 2003**

Court convened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are O'Leary, Acting P. J., Moore, J., and Fybel, J. M. Urena, Deputy Clerk attending.

CIVIL	MESA VISTA SOUTH TOWNHOME ASSN.
No.	v.
G031082	CALIFORNIA PORTLAND CEMENT COMPANY et al.

Merits. Cause called. James L. Seal argues for appellants and cross-respondents. Barry C. Vaughan argues for respondent and cross-appellant. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 17, 2003 (Cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Bedsworth, J., O'Leary, J., Aronson, J., and Ikola, J. M. Urena, Deputy Clerk attending.

CIVIL            GARTRELL CONSTRUCTION, INC.  
No.                v.  
G031628        BENJAMIN D. JOHNSON et al.

Merits. Cause called. Patricia G. Rosenberg argues for appellant. Victor Lewis argues for respondents. Respondents' motion to file a late respondents' brief will be decided in conjunction with the decision on appeal. Cause submitted.

CIVIL            SCOTT FARRELL et al.  
No.                v.  
G031679        MICHAEL HEWITT

Merits. Cause called. Gretchen S. Carner argues for appellants. Daniel D. Rodarte argues for respondents. Cause submitted.

CIVIL            DOROTHY AGUILERA  
No.                v.  
G030338        DYNAMIC INVESTMENT, INC.

Merits. Cause called. Anton Plese argues for appellant. Kari A. Keidser argues for respondent. Cause submitted.

CIVIL            SANDRA ABRAHAM  
No.                v.  
G030868        CITY OF BUENA PARK

Merits. Cause called. Edward L. Faunce argues for appellant. Steve A. Filarsky argues for respondent. Counsel for appellant to file a supplemental letter brief by 4:00 p.m. on November 19, 2003. Cause to be submitted on November 19, 2003.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 17, 2003 (Cont'd)**

CIVIL            WILLIAM SOMMERVILLE  
No.                v.  
G030625        HOCHMAN, SALKIN & DEROY

Merits. Cause called. Federico C. Sayre argues for appellants. Barry R. Levy argues for respondents. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 17, 2003 (Cont'd)**

CRIM No. G029976	THE PEOPLE v. EDWARD HARVEY STOKES	Not for publication
------------------------	--	---------------------

Opinion filed. Judgment reversed.

Rylaarsdam, J.

We concur: Sills, P.J.  
Moore, J.

CIVIL No. G030932	PETER ZOMAYA v. ZOMAYA GROUP, INC.	Not for publication
-------------------------	--	---------------------

Opinion filed. Judgment affirmed.

Rylaarsdam, J,

We concur: Sills, P.J.  
Moore, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 18, 2003**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Rylaarsdam, Acting P.J., Bedsworth, J., Moore, J., Aronson, J., Fybel, J., and Ikola, J. M. Urena, Deputy Clerk attending.

CIVIL           MADELEINE DUNNE  
No.             v.  
G031172       KEN BARACKMAN et al.

Merits. Cause called. Darryl J. Paul argues for appellant. Philip Burkhardt argues for respondents. Cause submitted.

CIVIL           THOMAS J. O'KEEFE  
No.             v.  
G031609       ERICA HAN

Merits. Cause called. Dale E. Washington argues for appellant. Heidi S. Lewis argues for respondent. Cause submitted.

CIVIL           BIOCELL TECHNOLOGY  
No.             v.  
G030887       AHMAD ALKAYALI

Merits. Cause called. James G. LeBloch argues for appellant. Devin Wright argues for respondents. James LeBloch made an oral request to be allowed to substitute in to represent appellant at oral argument. Respondent made no opposition. Court granted the substitution of attorney for appellant. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 18, 2003 (Cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Rylaarsdam, J., O'Leary, J., Moore, J., and Fybel, J. M. Urena, Deputy Clerk attending.

CIVIL            DIANA GABRILL  
No.                v.  
G031569        JOSEPH GABRILL

Merits. Cause called. Appellant Joseph Gabrill argues on his own behalf. Farah Azar argues for respondent. Cause submitted.

CIVIL            MICHAEL TAEUBEL  
No.                v.  
G032077        REBEKHA MAFFEI

Merits. Cause called. Samuel Salmon argues for appellant. Harold M. Stanley argues for the receiver. William Floratos argues for respondent. Cause submitted.

CIVIL            GLENN GONZALEZ  
No.                v.  
G031396        STEVEN GOURLEY, as Director of DMV

Merits. Cause called. Barry T. Simons argues for appellant. Martin W. Hagan, Deputy Attorney General argues for respondent. Cause submitted.

CIVIL            ORANGE COUNTY SOCIAL SERVICES AGENCY  
No.                v.  
G031957        ASHLEY S. et al.  
G032436

Merits. Cause called. Mark R. Howe, Deputy County Counsel argues for appellant. Richard Pfeiffer argues for respondent Crystal H. Andrea St. Julian argues for Ashley S., minor. Karen J. Dodd argues for Austin H., Aubrey H., and Autumn H., minors. Appellant and respondents to file supplemental briefs by 4:00 p.m. on November 26, 2003. Cause to be submitted on November 26, 2003.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 18, 2003 (Cont'd)**

CIVIL	AMERICAN REALTY & FINANCIAL SERVICES
No.	v.
G031397	THE REALTY ASSOCIATES FUND III

Merits. Cause called. Steven R. Young argues for appellant. Richard A. Harvey argues for respondent The Realty Associates Fund II. David K. Ng argues for respondents Chris Chase and Chris Bull. Dee-Ann Jenkins argues for respondent David Partners, Inc. Appellant and respondents to file supplemental briefs by 4:00 p.m. on November 26, 2003. Cause to be submitted on November 26, 2003.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 18, 2003 (Cont'd)**

CIVIL  
No.  
G032132

ORANGE COUNTY SOCIAL SERVICES  
AGENCY  
v.  
JAMES B.

Not for publication

Opinion filed. Orders are affirmed.

Moore, J.

We concur: O'Leary, Acting P.J.  
Ikola, J.



**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 19, 2003**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Rylaarsdam, J., O’Leary, J., Moore, J., Aronson, J., and Ikola, J. A. Cajigal, Deputy Clerk attending.

CRIM            THE PEOPLE  
No.             v.  
G031906       ARMANDO G.

Merits. Cause called. James R. Bostwick argues for appellant. David Delgado-Rucci, Deputy Attorney General argues for respondent. Cause submitted.

CRIM            THE PEOPLE  
No.             v.  
G031299       THOMAS GROGAN

Merits. Cause called. Debra Lee Leffler Streeter argues for appellant. Sharon L. Rhodes, Deputy Attorney General argues for respondent. Cause submitted.

CRIM            THE PEOPLE  
No.             v.  
G031167       SOPHAT LAEM et al.

Merits. Cause called. Richard L. Schwartzberg argues for appellant Sophat Laem. Kevin C. McLean argues for appellant Hung L. Vo. Raquel M. Gonzalez, Deputy Attorney General argues for respondent. Cause submitted.

CIVIL           SUBHASH SOLANKI  
No.             v.  
G029887       HIMMET DAJEE

Merits. Cause called. Sylvia L. Paoli argues for appellant and cross-respondent. William P. Warden argues for respondent and cross-appellant. Cause submitted.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 19, 2003 (Cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Moore, Acting P.J., Fybel, J., and Ikola, J. A. Cajigal, Deputy Clerk attending.

CRIM            THE PEOPLE  
No.            v.  
G031131      RICHARD D. STARLING

Merits. Cause called. Russell S. Babcock argues for appellant. David Delgado-Rucci, Deputy Attorney General. Cause submitted.

CIVIL           INTERNATIONAL COMPONENT X-CHANGE INC.  
No.            v.  
G031419      TLC GROUP INC.

Merits. Cause called. Phillip R. Catlett argues for appellant. Richard G. Murray argues for respondent. Cause submitted.

CIVIL           MICHAEL J. MACK  
No.            v.  
G031883      JAMES D. COUNTS et al.

Merits. Cause called. John L. Dodd argues for appellant. Stephen E. Anderson argues for respondents. Cause submitted.

CIVIL           BRYAN FRANKLIN et al.  
No.            v.  
G031625      DYNAMIC DETAILS, INC. et al.

Merits. Cause called. Karin R. Leavitt argues for appellants. Daniel M. Livingston argues for respondents. Appellants to file a letter brief by December 3, 2003. Respondents to file a letter brief by December 17, 2003. Appellants to file a reply letter brief by December 24, 2003. Cause to be submitted on December 24, 2003.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 19, 2003 (Cont'd)**

CRIM No. G029178	THE PEOPLE v. FRANK REZA and RICHARD LOMELI, JR.	Not for publication
------------------------	---	---------------------

Opinion filed. Judgment affirmed as modified.

Moore, J.

We concur: Rylaarsdam, Acting P.J.  
O'Leary, J.

CIVIL No. G030338	DOROTHY MACIAS AGUILERA v. DYNAMIC INVESTMENTS, INC.	Not for publication
-------------------------	--	---------------------

Opinion filed. Judgment affirmed.

Ikola, J.

We concur: Sills, P.J.  
Aronson, J.

CIVIL No. G031368	AMP ENTERPRISES et al. v. PRICE PFISTER, INC., et al.	Not for publication
-------------------------	---	---------------------

Opinion filed. Judgment affirmed.

Fybel, J.

We concur: Sills, P.J.  
Rylaarsdam, J.

CIVIL No. G031679	SCOTT FARRELL et al. v. MICHAEL C. HEWITT et al.	Not for publication
-------------------------	--	---------------------

Opinion filed. Judgment reversed and remanded with directions.

Ikola, J.

We concur: Sills, P.J.  
Aronson, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 20, 2003**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Rylaarsdam, J., and Ikola, J. M. Urena, Deputy Clerk attending.

CIVIL            FRANK ULTIMO et al.  
No.              v.  
G031671        LAURENCE H. HARPER et al.

Merits. Cause called. Jeffrey A. Miller argues for appellants. Stuart Miller argues for respondents. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 20, 2003 (Cont'd)**

CIVIL	MICHELE M. CABORI	Not for publication
No.	v.	
G030006	MICHAEL CAMERON	

Opinion filed. Judgment affirmed as modified.

Ikola, J.

We concur: Sills, P.J.  
Fybel, J.

CRIM	THE PEOPLE	Not for publication
No.	v.	
G031495	SANTIAGO G.	

Opinion filed. Judgment affirmed in part and reversed in part.

Bedsworth, J.

We concur: Rylaarsdam, Acting P.J.  
Aronson, J.

CIVIL	GARTRELL CONSTRUCTION, INC.	Not for publication
No.	v.	
G031628	BENJAMIN DEAN JOHNSON	

Opinion filed. Judgment reversed.

Aronson, J.

We concur: Sills, P.J.  
Ikola, J.

CRIM	THE PEOPLE	Not for publication
No.	v.	
G032140	ISMAEL TORRES ROBLES	

Opinion filed. Judgment affirmed.

Sills, P.J.

We concur: Aronson, J.  
Ikola, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 21, 2003**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Rylaarsdam, Acting P.J., Bedsworth, J., and Moore, J. M. Urena, Deputy Clerk attending.

CRIM	THE PEOPLE
No.	v.
G027470	ANH V. QUACH

Merits. Cause called. Neil F. Auwarter argues for appellant. David Delgado-Rucci argues for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 21, 2003 (Cont'd)**

CIVIL No. G030325	RUS, MILIBAND & SMITH v. CONKLE & OLESTEN et al.	Certified for publication
-------------------------	--	---------------------------

Opinion filed. Judgment affirmed.

Sills, P.J.

We concur: O'Leary, J.  
Moore, J.

CIVIL No. G030413	MACERICH BRISTOL ASSOCIATES v. LAWRENCE W. ZARRILLI et al.	Not for publication
-------------------------	--	---------------------

Opinion filed. Judgment affirmed.

Aronson, J.

We concur: Bedsworth, Acting P.J.  
Ikola, J.

CIVIL No. G030572	RALPH BALCOF v. KATHLEEN BALCOF	Not for publication
-------------------------	---------------------------------------	---------------------

Opinion filed. Judgment reversed and remanded.

Moore, J.

We concur: Sills, P.J.  
Fybel, J.

CIVIL No. G031996	ORANGE COUNTY SOCIAL SERVICES AGENCY v. ELIZABETH A.	Not for publication
-------------------------	---	---------------------

Opinion filed. Judgment affirmed.

Rylaarsdam, Acting P.J.

We concur: O'Leary, J.  
Moore, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 21, 2003 (Cont'd)**

CRIM	THE PEOPLE	Not for publication
No.	v.	
G032056	NELIDA BLANCO	

Opinion filed. Judgment affirmed; sentence stricken and matter remanded for resentencing only.

By the Court

Sills, P.J., O'Leary, J., and Ikola, J.

CRIM	THE PEOPLE	Not for publication
No.	v.	
G032247	ANTON JEROME PATTERSON	

Opinion filed. Judgment affirmed.

Aronson, J.

We concur: Bedsworth, Acting P.J.  
O'Leary, J.